IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5203 OF 2002

Rajan R. Tipnis & Ors. ..Petitioners.

Vs.

The Principal,
Seth Nanjibhai Khimjibhai
Thakkar College & Ors. ..Respondents.

....

Mr.R.S.Thakur for the Petitioners.

Mr.S.A.Ghaisas i/b D.K.Ghaisas for Respondent Nos.1 and 2.

....

CORAM : F.I.REBELLO, J. AND
DR.D.Y.CHANDRACHUD, J.

24th February, 2006.

P.C. :

1. By consent the matter is taken up on Board. Rule. Heard forthwith.

2. The Administrator (Respondent No.7) shall submit a proposal for the fee revision to Education Institution Regulating Authority within 15 days. The fee revision will be applicable only to unaided and partially aided divisions of the Respondent college. The Regulatory Authority will decide the application for fee revision within 4 weeks thereafter.

3. The State Government shall release within four weeks the salary grants for the academic year 2002-2003 onward in respect of the partially aided divisions in the same proportion as they were doing during the academic year 2000-01.

4. The Petitioners will be paid by Respondent No.7 from June 2003 onwards the monthly wages at the rate 50% of their full wages.

5. Once the fee hike is approved the Petitioners shall be entitled to get fully salary and arrears subject to availability of funds.

6. The State Government shall consider and

take decision on releasing the balance grant for the partially aided and unaided divisions in accordance with the G.R. Ref.NGC/ 2088 / 1652/ VC-2(A) dated 4th January, 1989 issued by the Education and Employment Department, State of Maharashtra within 12 weeks from today.

7. The above order is without prejudice to the rights of the Petitioners against the management.

8. The Petition is disposed of.

Liberty to apply.

(F.I.REBELLO, J.)

(DR.D.Y.CHANDRACHUD, J.)